

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

In Re:

CATHERINE MARIE PRIETO GARCIA,

Debtor.

Case No.: 11-00819 (ESL)

Chapter 13

MOTION SUBMITTING AMENDED PLAN DATED MARCH 30, 2012  
AND NOTICE OF PERIOD TO OBJECT TO ITS TERMS

TO THE HONORABLE COURT:

**Now Comes**, Debtor, represented by the undersigned attorney, and very respectfully states and prays as follows:

1. On March 22, 2012, Debtor filed an Amended Plan in order to, among other provisions, raise the overall plan base in order to pay what the plan proposes (Docket No. 12). Nevertheless, the plan is still slightly short, given the required adequate protection insurance premiums.

2. Debtor respectfully submits, as an attachment, an Amended Plan dated March 30, 2012, in order to provide a sufficient plan base.

**WHEREFORE**, Debtor very respectfully requests from this Honorable Court to take notice of the aforementioned Amended Plan and confirm the same, absent any properly grounded, timely objection.

**RESPECTFULLY SUBMITTED.**

**NOTICE:** Pursuant to Rule 2002(a)(5), within **twenty-one (21) days** after service as evidenced by the certification, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

**CERTIFICATE OF SERVICE:** I hereby certify that on this same date the foregoing motion was filed with the Clerk of the Court using the CM/ECF system, which will send notification of this filing to the U.S. Trustee, Chapter 13 Trustee **Alejandro Oliveras Rivera**, and all CM/ECF participants, and also mailed the same to any creditors in the attached list that are non CM/ECF participants.

In San Juan, Puerto Rico, this 30th day of March, 2012.

**/s/ Carlos C. Alsina Batista**

Carlos C. Alsina Batista  
USDC-PR NO. 222801

**CARLOS ALSINA BATISTA LAW OFFICES, PSC**

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Banco de Desarrollo Económico Bldng.  
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Document Page 3 of 7  
**United States Bankruptcy Court**  
**District of Puerto Rico**

**IN RE:**Case No. **12-00819-13****PRIETO GARCIA, CATHERINE MARIE**Chapter **13**

Debtor(s)

**AMENDED CHAPTER 13 PAYMENT PLAN**

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____ <input checked="" type="checkbox"/> AMENDED PLAN DATED: <b>3/30/2012</b> <input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION      Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other	
<b>I. PAYMENT PLAN SCHEDULE</b>  <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;">           \$ <b>240.00</b> x <b>9</b> = \$ <b>2,160.00</b>            \$ <b>340.00</b> x <b>15</b> = \$ <b>5,100.00</b>            \$ <b>363.00</b> x <b>36</b> = \$ <b>13,068.00</b>            \$ _____ x _____ = \$ _____            \$ _____ x _____ = \$ _____         </div> <div style="width: 50%; text-align: right;"> <b>TOTAL: \$ 20,328.00</b> </div> </div> <p>Additional Payments:          \$ _____ to be paid as a LUMP SUM          within _____ with proceeds to come from:</p> <p><input type="checkbox"/> Sale of Property identified as follows:          _____          _____</p> <p><input type="checkbox"/> Other:          _____          _____</p> <p>Periodic Payments to be made other than, and in          addition to the above:          \$ _____ x _____ = \$ _____</p> <p style="text-align: right;"><b>PROPOSED BASE: \$ 20,328.00</b></p>	<b>II. DISBURSEMENT SCHEDULE</b>  A. ADEQUATE PROTECTION PAYMENTS OR _____ \$ _____ B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows: 1. <input type="checkbox"/> Trustee pays secured ARREARS: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. <b>CARIBE FED (CL. 7)</b> Cr. _____ Cr. _____ # <b>24954</b> # _____ # _____ \$ <b>13,642.41</b> \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input checked="" type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: <b>ASOCIACION RESID CREDIT ACCEPTAN POPULAR MORTGA</b> 5. <input type="checkbox"/> Other: _____ 6. <input type="checkbox"/> Debtor otherwise maintains regular payments directly to: _____ C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2) D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims. 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____ Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements. OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) <b>See Continuation Sheet</b>
<b>III. ATTORNEY'S FEES</b> (Treated as § 507 Priorities)  Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ <b>2,500.00</b>	Signed: <u>/s/ CATHERINE MARIE PRIETO GARCIA</u> Debtor  _____ Joint Debtor

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Attorney for Debtor **Carlos Alsina Batista Law Offices, P.S.C**Phone: **(787) 781-1882**

IN RE PRIETO GARCIA, CATHERINE MARIE

Case No. 12-00819-13

Debtor(s)

**AMENDED CHAPTER 13 PAYMENT PLAN**  
**Continuation Sheet - Page 1 of 2**

	Cr	#	\$
Executory Contracts - Assumed:	GLYSSELI BONILLA		

IN RE PRIETO GARCIA, CATHERINE MARIE

Case No. 12-00819-13

Debtor(s)

**AMENDED CHAPTER 13 PAYMENT PLAN**  
Continuation Sheet - Page 2 of 2

(1) ATTORNEY'S FEES TO BE PAID FIRST;

(2) MONTHLY PRECONFIRMATION ADEQUATE PROTECTION PAYMENTS OF \$190.00 IN FAVOR OF CARIBE FEDERAL CREDIT UNION;

(3) ADEQUATE PROTECTION INSURANCE TO BE PROVIDED BY EASTERN INSURANCE COMPANY AND TO BE PAID THROUGH THE PLAN; DEBTOR WILL PROVIDE INSURANCE QUOTE FOR THE TRUSTEE'S ANALYSIS OF PLAN SUFFICIENCY;

(4) STEPPED-UP PAYMENTS WILL COME FROM MATURITY DATE OF 401K LOAN DEDUCTED FROM DEBTOR'S WORK PAYMENTS;

(5) DEBTOR AGREES TO LIFT OF STAY IN FAVOR OF POPULAR MORTGAGE IN ORDER FOR SUCH CREDITOR TO CONTINUE FORECLOSURE PROCEEDING AGAINST THE PROPERTY ("IN REM") ONLY; ANY DEFICIENCY IS AN UNSECURED DEBT WHICH WILL BE DISCHARGED;

(6) DEBTOR AGREES TO LIFT OF STAY IN FAVOR OF CREDIT ACCEPTANCE CORP. IN ORDER FOR SUCH CREDITOR TO SELL THE COLLATERAL VEHICLE ("IN REM") ONLY; ANY DEFICIENCY IS AN UNSECURED DEBT WHICH WILL BE DISCHARGED;

(7) DEBTOR AGREES TO LIFT OF STAY IN FAVOR OF ASOCIACION DE RESIDENTES DE RIVER PLANTATION IN ORDER FOR SUCH CREDITOR TO COLLECT STRICTLY AGAINST THE PROPERTY ("IN REM"); ANY DEFICIENCY IS AN UNSECURED DEBT WHICH WILL BE DISCHARGED;

(8) DEBTOR SURRENDERS SHARES TO CARIBE FEDERAL CREDIT UNION;

(9) ANY FUTURE TAX REFUNDS RECEIVED DURING THE DURATION OF THE PLAN WILL FUND THE SAME, ABSENT A COURT ORDER ALLOWING DEBTOR TO USE ANY TAX REFUNDS PORTION, AFTER DUE NOTICE TO THE TRUSTEE AND CREDITORS.

Label Matrix for local noticing  
0104-3  
Case 12-00819-ESL13  
District of Puerto Rico  
Old San Juan  
Tue Mar 6 20:30:04 AST 2012

RECOVERY MANAGEMENT SYSTEMS CORP  
RAMESH SINGH  
25 SE 2ND AVE STE 1120  
MIAMI, FL 33131-1605

US Bankruptcy Court District of P.R.  
Jose V Toledo Fed Bldg & US Courthouse  
300 Recinto Sur Street, Room 109  
San Juan, PR 00901-1964

AMERICAN EXPRESS  
PO BOX 981540  
EL PASO, TX 79998-1540

AMEX  
PO BOX 981537  
EL PASO, TX 79998-1537

ASOCIACION RESIDENTES RIVER PLANTATION  
URB RIVER PLANTATION 140 CALLE TALLABOA  
CANOVANAS, PR 00729

AT&T MOBILITY  
PO BOX 5818  
DENVER, CO 80217-5818

AT&T SERVICES  
1801 VALLEY VIEW LN  
FARMERS BRANCH, TX 75234-8906

AUTORIDAD DE ACUEDUCTOS Y ALCANTARILLADO  
P.O. BOX 70101  
SAN JUAN, PR 00936-8101

AUTORIDAD DE ENERGIA ELECTRICA  
P.O. BOX 363508  
SAN JUAN, PR 00936-3508

American InfoSource LP as agent for  
T Mobile/T-Mobile USA Inc  
PO Box 248848  
Oklahoma City, OK 73124-8848

BANCO POPULAR DE PR  
PO BOX 362708  
SAN JUAN, PR 00936-2708

BANK OF AMERICA  
PO BOX 982235  
EL PASO, TX 79998-2235

BANK OF AMERICA - RICHMOND VA  
PO BOX 27025  
RICHMOND, VA 23261-7025

CARIBE FEDERAL CREDIT UNION  
195 ONEILL STREET  
SAN JUAN, PR 00918-2404

CHASE  
LEGAL DEPT  
PO BOX 15902  
WILMINGTON, DE 19850

(p)CREDIT ACCEPTANCE CORPORATION  
25505 WEST 12 MILE ROAD  
SOUTHFIELD MI 48034-8316

CREDIT ACCEPTANCE CORP  
PO BOX 5070  
SOUTHFIELD, MI 48086-5070

CRIM  
PO BOX 195387  
SAN JUAN, PR 00919-5387

FIRST PREMIER BANK  
3820 N LOUISE AVE  
SIOUX FALLS, SD 57107-0145

GLYSSELI BONILLA DIAZ  
CALLE 1 A13 RIO GRANDE ESTATES  
RIO GRANDE, PR 00745

HSBC BANK - PAYMENT PROCESSING CENTER  
PO BOX 5253  
CAROL STREAM, IL 60197-5253

JORGE LUIS FLYNN CINTRON  
URB RIVER PLANTATION  
NUM 20 CALLE TALLABOA  
CANOVANAS, PR 00729-4304

JP MORGAN CHASE BANK  
PO BOX 659754  
SAN ANTONIO, TX 78265-9754

LIBERTY CABLEVISION  
PO BOX 719  
LUQUILLO, PR 00773-0719

POPULAR MORTGAGE  
PO BOX 71375  
SAN JUAN, PR 00936-8475

PR ACQUISITIONS LLC  
250 MUNOZ RIVERA AVE SUITE 1200  
HATO REY PR 00918-1814

PUERTO RICO ELECTRIC POWER  
PO BOX 364267  
SAN JUAN, PR 00936-4267

SCOTIABANK DE PR  
CENTRALIZED RETAIL COLLECTION UNIT  
P.O. BOX 362230  
SAN JUAN, PR 00936-2230

SCOTIABANK DE PUERTO RICO  
PO BOX 362394  
SAN JUAN, PR 00936-2394

TREASURY SECRETARY  
DEPARTAMENTO DE HACIENDA  
P.O. BOX 9024140  
SAN JUAN, PR 00902-4140

WELLS FARGO BANK  
BUSINESS DIRECT DIVISION  
PO BOX 29746  
PHOENIX, AZ 85038-9746

WELLS FARGO BANK, NA - TEXAS  
PO BOX 660041  
DALLAS, TX 75266-0041

WILLIAM SEVILLA MOTTA  
C/O LCDO. CARLOS A. SANTANA RABELL  
PMB 320 AVE RIO HONDO NUM 90  
BAYAMON, PR 00961-3148

ALEJANDRO OLIVERAS RIVERA  
ALEJANDRO OLIVERAS CHAPTER 13 TRUS  
PO BOX 9024062  
SAN JUAN, PR 00902-4062

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SAN JUAN, PR 00920

CATHERINE MARIE PRIETO GARCIA  
URB ESTANCIAS DEL RIO  
CALLE CEIBA NUM 98  
CANOVANAS, PR 00729-4349

MONSITA LECAROS ARIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

CREDIT ACCEPTANCE  
25505 W 12 MILE RD #3000  
SOUTHFIELD, MICH 48034

End of Label Matrix	
Mailable recipients	37
Bypassed recipients	0
Total	37